

FOR PUBLICATION

IN THE DISTRICT COURT OF THE VIRGIN ISLANDS
APPELLATE DIVISION OF ST. CROIX

GERTRUDE ALLEN,
Plaintiff/Appellee,

v.

ALEXANDER ALLEN,
Defendant/Appellant.

On Appeal from the Territorial Court of the Virgin Islands

Argued: August 25, 2000
Filed: October 2, 2000

BEFORE: **RAYMOND L. FINCH**, Chief Judge, District Court of the Virgin Islands; **THOMAS K. MOORE**, Judge of the District Court of the Virgin Islands; and **BRENDA J. HOLLAR**, Administrative Judge, Territorial Court of the Virgin Islands, Sitting by Designation.

APPEARANCES :

Jomo Meade, Esq.
St. Croix, Virgin Islands
Attorney for Appellant,

George W. Cannon, Esq.
St. Croix, Virgin Islands
Attorney for Appellee.

ORDER OF THE COURT

PER CURIAM

AND NOW this 2 day of October 2000, having considered the arguments and submissions of the parties; and for the reasons set forth in the Court's accompanying opinion of even date, it is hereby

ORDERED that the trial judge's determination that fault is a proper consideration in weighing the equity of the case is

AFFIRMED; and further

ORDERED that this matter be **REMANDED** for findings of fact on the distribution of the marital homestead and the disposition of the MBTA loan; and finally

ORDERED that the denial of Mrs. Allen's request for alimony is **VACATED** and **REMANDED** for further proceedings.

DONE AND SO ORDERED this 2 day of October 2000.

A T T E S T:
Orinn F. Arnold
Clerk of the Court

_____/s/_____
By: Deputy Clerk

Copies (with accompanying opinion) to:

Judges of the Appellate Panel
Honorable Jeffrey L. Resnick
Honorable Geoffrey W. Barnard
Judges of the Territorial Court
Jomo Meade, Esq.
George Cannon, Esq.
Tracy Lynch Bhola, Esq.
Julieann Dimmick, Esq.
Jeffrey Jordan, Esq.
Jennifer Coffin, Esq.
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